

Questions/Answers 40-83

Question # 40 - Amendment 1, page 3 of 4, states that the new due date is 9 Feb 10 but Section L.28 (b) (dated 1/8/2010) states 8 Feb 10. Which one is correct?

Answer # 40 - See Amendment 003. The date for the receipt of offers has been extended to February 16, 2010.

Question # 41 - What is the page limitation for Criterion 3 – Key Personnel, Organization & Staffing (the RFP states 30 page limitation for Criteria 1 and 2 combined but is silent on Criterion 3)?

Answer # 41 - Amendment 003 was issued to correct/clarify L.30 to reflect the applicable page limitations for the Technical Evaluation Criteria as follows:

Criterion 1, Relevant Experience: Attachment L-3, two-part form- Part A is limited to 3 pages, Part B has no page limitation.

Criterion 2, Technical Approach: 30 page limitation for Criterion 2 and Criterion 3 combined.

Criterion 3, Key Personnel and Organization Staffing: 30 page limitation for Criterion 2 and Criterion 3 combined.

Criterion 4, Past Performance, has no page limitation.

Question # 42 - I did not see a requirement for resumes, would you like to see resumes?

Answer # 42 - There is no resume requirement for this solicitation.

Question # 43 - Section L.30, 1st paragraph, states that Part A of the form in Attachment L-3 is limited to 3 pages and Part B has no page limitation. However, there is no Part A or Part B on Attachment L-3. Also, page 12 of 18 of the same Section L.30 under the Criterion 4 description, it states that Attachment L-3 shall not exceed 2 pages. What is the page limitation of L-3 and do we have the correct form?

Answer # 43 - Please see answers to Questions #10 and 41 as well as Amendment 002 regarding section L-3. Part A of the form is limited to 3 pages. Section L.30(4) was updated in Amendment 003 to reflect this.

Question # 44 - Section L, Page 13 of 18, in the 2nd and 3rd paragraphs, the numbering of the Attachment L's appear to be mixed up. I'm presuming Section L.34 is correct as they line up with the actual attachments.

Answer # 44 - Yes, L.34 is correct.

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Question # 45 - There doesn't appear to be a location on Attachment L-5 – Past Performance Letter and Questionnaire to state the name of the project being evaluated. Can we edit the form to include the name and short description of the project?

Answer # 45 - Offeror's may identify the company name and project being evaluated but no description can be provided. The project descriptions should be included in the Attachment L-3, Part A.

Question # 46 - Has the due date of the Past Performance Questionnaires changed based on the new due date of the proposal?

Answer # 46 - Yes, see Question/Answer #31.

Question # 47 - Can you please verify the NAICS code and size standard? It wasn't filled in, in Section K.

Answer # 47 - The NAICS code is 562910 and the small business size standard is 500. Section K will be updated accordingly in Amendment 003.

K.1 FAR 52.204-8 Annual Representations and Certifications. (FEB 2009)

(a)(1) The North American Industry Classification System (NAICS) code for this acquisition is *[insert NAICS code]*.

(2) The small business size standard is *[insert size standard]*.

(3) The small business size standard for a concern which submits an offer in its own name, other than on a construction or service contract, but which proposes to furnish a product which it did not itself manufacture, is 500 employees.

Question # 48 - Section L.30 (1), Criterion 1, requests a description of 3 projects for prime and major subcontractors. What is the definition of major subcontractor (is it one with revenue greater than \$5M)?

Answer # 48 - See Question/Answer #30 above.

Question # 49 - Since the definition of major subcontractor is unclear at this time, we respectfully request that the deadline for the government's receipt of Attachment L-5, Past Performance Questionnaire, be extended until the proposal due date of February 9, 2010.

Answer # 49 - See Question/Answer #31. The Past Performance Questionnaires shall be received not later than (NLT) 4 weeks from the date of the official solicitation release (1/6/10) or NLT February 3, 2010.

Question # 50 - Since Criterion 4 instructions in Section L.30 (4) require the use of form L-3 for references, and these forms have a description of the project, are you expecting that we provide project descriptions utilizing that form in Criterion 1 also?

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Answer # 50 - Yes, Criterion 1 Relevant Experience will be evaluated utilizing the information, including the project description, in Attachment L-3, Part A.

Question # 51 - If the team has 2 team members and each project description for Criterion 1 is one page long, then 6 pages are needed just to provide project descriptions. If the team has 3 members, that would be 9 pages out of the 30 pages allowed. Would DOE allow for the Project Descriptions in Criterion 1 outside of the page count?

Answer # 51 - See Question/Answer #41 above.

Question # 52 - Section L.30, first paragraph, gives a limit of 30 pages for Criterion 1 and 2. Section L does not provide any page limit for Criterion 3. Is there a page limit for Criterion 3?

Answer # 52 - See Question/Answer #41 above.

Question # 53 - Section L-30 (4) states "The Offeror shall provide the Past Performance Questionnaire, Section L, Attachment L-5, to each of the clients named on Attachment L-4. The Offeror shall require that the clients return the Past Performance Questionnaire directly to the address identified on Attachment L-6 no later than three (3) weeks after issuance of this solicitation." Should this read "The Offeror shall provide the Past Performance Questionnaire, Section L, Attachment L-5, to each of the clients named on Attachment L-3. The Offeror shall require that the clients return the Past Performance Questionnaire directly to the address identified on Attachment L-5 no later than three (3) weeks after issuance of this solicitation"?

Answer # 53 - See Question/Answer #31 above as well as Amendment 002 regarding section L.30(4).

Question # 54 - Is it acceptable to reformat Attachment L-3, while retaining all requested information, to use the allowable space more efficiently?

Answer # 54 - Attachment L-3 may not be reformatted. See Question/Answer #41 above for page limitations on the Technical Volume.

Question # 55 - Section L.30, Proposal Preparation Instructions, requires that the offeror submit Attachment L-3 in accordance with Criterion 3 and Criterion 4. Attachment L-3 is a Past Performance Reference Information Form and Criterion 3 is a technical narrative discussing the offeror's approach to "Key Personnel, Organization and Staffing." Is the reference to Criterion 3 correct or should the statement be revised? Should the reference to Attachment L-3 for evaluation be for Criterion 1 and Criterion 4?

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Answer # 55 - See Question/Answer #31 above as well as Amendment 002 regarding section L.30(4).

Question # 56 - Section L.30 states that no cost information shall be included in the technical proposal. Criterion 1 – Relevant Experience requires the offeror to describe experience performing work that is similar in size, scope and complexity. Size is further defined as dollar value and duration. Is the offeror required to provide experience profiles (contract / project descriptions) as part of the page count for Criterion 1? Since the offeror is not allowed to provide cost information in the technical volume, where is the required information for size (and scope and complexity) to be provided?

Answer # 56 - See Question/Answer #41 above regarding the page length for Criterion 1 – Relevant Experience. The dollar value of a referenced contracts is not considered to be cost information and should be provided under Criterion 1.

Question # 57 - In the 4th to last paragraph of section L.30 (4th paragraph on page 13 of Section L), the first sentence states:

The Offeror shall provide the Past Performance Questionnaire, Section L, Attachment L-5, to each of the clients named on Attachment L-4.

Attachment L-4 is the ES&H past performance form. Is it correct to assume that this sentence should refer each of the clients named on Attachment L-3, Experience & Past Performance Reference Information Form?

Answer # 57 - See Question/Answer #31 above as well as Amendment 002 regarding section L.30(4).

Question # 58 - In the 4th to last paragraph of section L.30 (4th paragraph on page 13 of Section L), the second sentence states:

The Offeror shall require that the clients return the Past Performance Questionnaire directly to the address identified on Attachment L-6 no later than three (3) weeks after issuance of this solicitation.

Is it correct to assume that this sentence should refer to the address listed on the letter that is included in Attachment L-5, Past Performance Questionnaire?

Answer # 58 - See Question/Answer #31 above as well as Amendment 002 regarding section L.30(4).

Question # 59 - For the IDIQ, will there be any incumbent staff available to the winner of this proposal?

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Answer # 59 - No, each offeror must provide all staffing for the performance of work under any task orders issued under any contract awarded from this solicitation.

Question # 60 - In the first paragraph of Section L.30 (and modified by Amendment 1), the Technical Proposal is limited to 30 pages combined for Criterion 1 and Criterion 2, Relevant Experience and Technical and Management Approach. Our previous experience is that the page limit is placed on the Technical and Management Approach (Criterion 2) and the Key Personnel, Organization & Staffing (Criterion 3). Please verify that the 30 page combined limit is for Criterion 1 and Criterion 2 combined as stated in the RFP (actually amendment 1) OR verify that the RFP should have stated it is for Criterion 2 and Criterion 3 combined.

Answer # 60 - See Question/Answer #41 above regarding the page limitations for Criterion 1 – Relevant Experience.

Question # 61 - Along the same lines as stated above, the third sentence says that "For each Experience and Past Performance Reference Information Form, Attachment L-3, submitted in accordance with Criterion 3 and Criterion 4 below,..." have page limitations. From reading the RFP, Attachment L-3 appears to be submitted in accordance with Criterion 1 and Criterion 4. Please verify that Attachment L-3 is submitted in accordance with Criterion 3 and Criterion 4 as stated in the RFP or verify that the RFP should have said it was for Criterion 1 and Criterion 4. Ultimately, should the first paragraph for Section L.30 be stated like the following paragraph?
The Technical Proposal consists of written information intended to present the Offeror's understanding, capabilities, and approach to satisfy the requirements of the PWS. The Technical proposal shall not exceed thirty (30) pages for Criterion **2** and Criterion **3**, combined; pages in excess of this will not be evaluated. For each Experience and Past Performance Reference Information Form, Attachment L-3, submitted in accordance with Criterion 1 and Criterion 4 below, Part A of the form is limited to three (3) pages; Part B of the form has no page limitation. No cost information shall be included in the Technical Proposal. Estimated labor hours and skill mixes shall be provided for the Sample Task, without associated cost, in the technical proposal.

Answer # 61 - See Question/Answer #31 above as well as Amendment 002 regarding section L.30(4).

Question # 62 - The first paragraph in Section L.30 states that the page limitation for Attachment L-3, Experience and Past Performance Reference Information Form, is 3 pages for part A and unlimited for part B. Attachment L-3 does not have a Part A or a Part B. Please clarify the page limitation for Attachment L-3, if there is one.

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Answer # 62 - Please refer to the answers to Questions #10 and 41 as well as Amendment 002 regarding Attachment L-3 and page limitations of the Technical Volume.

Question # 63 - Lastly, in the first paragraph for Section L.30, should the information requested in Criterion 1 ONLY be placed on Attachment L-3? Therefore, the only items in the section for Criterion 1 would be the L-3 forms. Is this assumption correct?

Answer # 63 - Yes, Attachment L-3 is the only information that should be submitted to demonstrate relevant experience (Criterion 1). Criterion 1 will be evaluated utilizing Attachment L-3, Part A, specifically.

Question # 64 - Regarding the Basis of Estimate (BOE): For what level of the WBS should this estimate be shown? Level 3? Level 4? Lower?

Answer # 64 - The Basis of Estimate should address the costs/resources to perform all activities at the lowest level WBS element included in Schedule 4 of Attachment L-6.

Question # 65 - Due to the changes to content and format of pages that may occur from the requested clarifications in item 4 above, we respectfully request a 2 week extension to the RFP due date. This would move the due date from February 9, 2010 to February 23, 2010.

Answer # 65 - See Amendment 003. The proposal submission date will be extended by one week to February 16, 2010.

Question # 66 - DOE's review time for plans, specifications and submittals is listed as 30-90 days. For the purpose of the sample task, can DOE specify a single duration (i.e. 60 days) in the assumptions so we can schedule these activities accordingly?

Answer # 66 - DOE review time is approximately 60 days. Attachment L-1, Sample Task, will be amended to reflect this change.

Question # 67 - Will NRC review of the FSP/QAPP occur following DOE review and comment, or can these activities occur in parallel?

Answer # 67 - For the purposes of the sample task completion, offerors should assume 30 days after completion of the DOE review NRC comments will be provided.

Question # 68 - How often are public meetings held or is this up to the contractor to decide?

Answer # 68 - For the purposes of the sample task completion, offerors should assume two public meetings will be at the site premises.

RFP DE-SOL-0000872: WVDP Environmental Characterization Services

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Question # 69 - What percentage of the 0.5 acres covered with compacted gravel (i.e. hardstand) are covered with asphalt? How thick is the asphalt?

Answer # 69 - All of the 0.5 acres is covered by compacted gravel. Three inch asphalt is only incidental to the 1.5 acres hardstand area (10 percent).

Question # 70 - Are we required to patch/restore the asphalt areas/gravel areas from which we collect samples?

Answer # 70 - Yes, See RFP Section C.12.3.

Question # 71 - Should we include mobilization/demobilization costs in WBS 1 32 40 103 05 03 (temp facilities) or is there another WBS where these costs should be included?

Answer # 71 - Yes, they should be included in WBS 1 32 40 103 05 03 (temp facilities).

Question # 72 - Will DOE add another WBS activity for development and submittal of a Final Report. If not, where would DOE like this activity captured in the existing WBS?

Answer # 72 - The WBS included at Schedule 4 of Attachment L-6 and Attachment L-7 Sample Direct Labor Hours Template will be amended to add another WBS activity to capture the costs of development and submittal of a Final Report. See WBS 1.32.40.103.07.91, Required Investigations/Characterization Data Collection Report.

Question # 73 - In Sec L.31 (10) - **Accounting System Description**, the last sentence states, "This data must also be provided for any subcontractors..." Does this include subcontractors with costs under \$500,000?

Answer # 73 - As indicated in Section L.31 (10) of the RFP, the requested information shall be provided for any subcontractors, including those with costs under \$500,000.

Question # 74 - In Sec L.31 (11) - **Contact Info/Cognizant Administrative CO & DCAA office**, the last sentence states, "If the Offeror is a joint venture, LLC, other teaming arrangement, or has any subcontractor(s) this data must be provided for each entity." Does this information also need to be provided for subcontractors with costs under \$500,000?

Answer # 74 - As indicated in Section L.31 (11) of the RFP, the requested information shall be provided for any subcontractors, including those with costs under \$500,000.

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Question # 75 - In Sec L.31 (12) - **Cost Accounting Standards (CAS) Info** the first sentence states, "If the Offeror, any subcontractors and if a joint venture or newly formed entity, each member, is covered by the Cost Accounting Standards (CAS), the entities shall identify the cognizant Government audit agency or other Government agency...." Does this information need to be supplied for subcontractor(s) with costs under \$500,000?

Answer # 75 - As indicated in Section L.31 (12) of the RFP, the requested information shall be provided for any subcontractors, including those with costs under \$500,000.

Question # 76 - Sec L.31 (13)b-c **Responsibility Determination and Financial Capability: FAR9.104(a)** states this information is required for "any subcontractors". Does this information need to be supplied for subcontractors with costs under \$500,000.

Answer # 76 - As indicated in Section L.31 (13) b and L.31(13) c of the RFP, the requested information shall be provided for any subcontractors, including those with costs under \$500,000.

Question # 77 - Please verify that my interpretation is correct. Criterion 1 includes form L-3, parts A and B. These are specified as limited to 3 pages (part A) and unlimited pages (part B). However, regardless of the "unlimited" pages allowed for L-3 part B in Criteria 1, Criterion 1 and 2 combined are limited to 30 pages total.

Answer # 77 - See Question/Answer #41 above.

Question # 78 - L.31, page 15 of 18, paragraph (8)a, says that fee will not be proposed separately for subcontractors. Is all of the fee supposed to appear on the prime's worksheets? Are we being directed to form a fee pool, or does this mean that the subs will be proposing fee in a different way?

Answer # 78 - For purposes of the sample task, fee shall not be proposed separately for any major or critical subcontractors, any other subcontractors, and if a joint venture or newly formed entity, any member. All of the foregoing fees, including subcontractor fees are to be included in the Base Fee and Award Fee amount as referenced in Section L.31(4)c and d. The offeror shall propose a base plus award fee that equals the fee ceiling proposed in Section B.2 EMCBC-B-1002 Fee Ceiling. Although the sample task is a cost plus award fee task order, it is not the intent to establish a fee pool for any of the Firm Fixed Price, Cost-Plus-Award-Fee, Cost-Plus-Fixed-Fee or Cost-Plus-Incentive-Fee Task Orders which may be issued throughout the period of performance of the contract. Agreement as to the distribution of fee is established between the offeror and any major or critical subcontractors, any other subcontractors, and if a joint venture or newly formed entity, any member.

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Question # 79 - L.31, page 16 of 18, paragraph (8)b.(vii), Schedule, requires resource-loaded schedule with direct labor hours. Does this mean only the Offeror's hours or are we to include all the direct hours that subs incur?

Answer # 79 - Reference L.31, paragraph (8)(b)(vii) Schedule on page 16 of 18, the resource-loaded schedule should include Offeror's hours and direct labor hours for any for major or critical subcontractors or if a joint venture or newly formed entity, all members, or any other subcontractor with proposed work equal to or greater than \$500,000 over the period of performance. The total hours in this schedule should agree with hours summarized by WBS in Schedule 4.

Question # 80 - In the questions and answers, number 3, the answer states "Secondly we consider it inappropriate for any of the subcontractors to WVES currently providing services at WVDP to provide services under this IDIQ contract and it would be considered a conflict of interest." Does this mean that any type of subcontractor providing any service to WVES is conflicted out? For example, would the local drilling company be conflicted or would a supplier of PPE or commodities be conflicted out or only companies providing onsite and offsite technical expertise be conflicted? If it is all subcontractors providing any support to WVES, can you please provide an all inclusive listing of said subcontractors so we can ensure that our bid is compliant?

Answer # 80 - At this time, **no** interested party (small business concern as this is a Total Small Business set-aside) is precluded from submitting a proposal in response to this solicitation, including any contractor or subcontractor currently providing services under any existing WVDP site contract. In accordance with Section K.3, DEAR 952.209-8 Organizational Conflicts of Interest-Disclosure, offerors must state in its proposal any organizational conflicts of interest (COI). See K.3 for specific statement requirements. For any disclosed conflicts of interest, the offeror must also include mitigation strategies for DOE review and acceptance. All COIs disclosed by an offeror and/or identified by DOE will be reviewed on a case-by-case basis. Q/As # 3 and 4 have been updated with the above clarification.

Question # 81 - The DOE's answer to question #3 states: "We consider it a conflict of interest for the current WVDP on-site contractor (WVES) to provide services to this IDIQ contract (except as allowed under their current contract with DOE approval). WVES includes the joint venture companies that make up the LLC. Secondly we consider it inappropriate for any of the subcontractors to WVES currently providing services at WVDP to provide services under this IDIQ contract and it would be considered a conflict of interest."

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Question: Does this preclude vendors such as analytical services, geoprobe/drilling, and transportation companies who are currently providing services to WVES to provide these services to the Environmental Characterization IDIQ contractor?

Answer # 81 - See Question/Answer #80 above.

Question # 82 - Regarding Q&A #3: Can you provide the basis for the OCI determination? Do the conflict constraints apply to all types of services; e.g. sanitary services?

Answer # 82 - See Question/Answer #80 above.

Question # 83 - Regarding Q#A 3: Are contractors who are excluded from bidding under the OCI determination eligible to participate on a team as a subcontractor?

Answer # 83 - See Question/Answer #80 above.